

ORIGINAL

ASSIGNED

No. 43390

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAR 25 1981

Returned to applicant for correction..... MAY 18 1981

Corrected application filed..... JUN 29 1981

Map filed..... AUG 26 1981

The applicant Kennecott Corporation, of McGill

Street and No. or P.O. Box No.

City or Town

Nevada 89318

State and Zip Code No.

hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Upper New Springs (2 springs)
Name of stream, lake or other source.

2. The amount of water applied for is 0.5 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for Industrial and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: See supplemental page
attached to this application.

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. Place of use All of Section 12 & 13, T.16N., R.61E., and Section 2, 3, 4,
Describe by legal subdivision, if on unsurveyed land it should be so stated.
5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and 22
T.16N., R.62E., and ALSO Sections 7, 17, 18, 19 & 20, T.16N., R.63E.,
M.D.B. & M.

7. Use will begin about 1 January and end about 31 December, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water is developed by water tunnels
and is conveyed by pipes to place of use.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....Unknown.....
10. Estimated time required to construct works.....Currently in use.....
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....Currently in use.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The Upper New Spring pipeline is connected to a pipeline system that conveys water from Ward Mountain to the New Ruth Townsite and the applicant's mines situated in the Robinson Mining District, White Pine County, Nevada.

Kennecott Minerals Company
Nevada Mines Division
A Division of Kennecott Corporation
s/G. J. Allen
Compared sg/js
br/ja

G. J. Allen
General Manager

By s/Richard E. Fonger
State Water Right Surveyor
Kennecott Minerals Company
McGill, Nevada 89318

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 0.5 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The total combined duty of water under Permits 43390, 43391, 44090 and 44091 shall not exceed 117.96 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 117.96 million gallons annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before March 2, 1984

Proof of completion of work shall be filed before April 2, 1984

Application of water to beneficial use shall be made on or before March 2, 1986

Proof of the application of water to beneficial use shall be filed on or before April 2, 1986

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed MAY 01 1985 IN TESTIMONY WHEREOF, I PETER G. MORROS

Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed my office, this 2nd day of MARCH

Cultural map filed

Certificate No. Issued JUL 30 1986 A.D. 1983

218 (Rev. 9-80) STATE ENGINEER CMR

Supplement to: Application for Permit to Appropriate Water
Kennecott Corporation
Upper New Springs (2 springs)

Upper New
Spring No. 1: Located in the SE1/4 SE1/4 of Section 36, Township
15 North, Range 62 East, Mount Diablo Base
and Meridian, or at a point from which the
NW Corner of Section 26, Township 15 North,
Range 62 East, Mount Diablo Base and Meridian
bears N. 45°55'31" W., a distance of 14,541.48
feet.

Upper New
Spring No. 2: Located in the SW1/4 SW1/4 of Section 31, Township
15 North, Range 63 East, Mount Diablo Base
and Meridian, or at a point from which the
NW Corner of Section 26, Township 15 North,
Range 62 East, Mount Diablo Base and Meridian
bears N. 46°13'43" W., a distance of 14,645.41
feet.

